IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

OP.No. 22989 of 1999(J)

PETITIONER:

T.K.GEORGE VAIDYAN, P.W.D.CONTRACTOR,
THENGUVILAYIL HOUSE, THEVALAKKARA.

BY ADV. SRI.P.B.SURESH KUMAR(QUILON)

RESPONDENTS:
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1. **STATE OF KERALA, REP.BY**
   THE CHIEF SECRETARY TO GOVERNMENT,
   GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM.

2. **THE SECRETARY TO GOVERNMENT,**
   PUBLIC WORKS DEPARTMENT,
   THIRUVANANTHAPURAM.

3. **THE EXECUTIVE ENGINEER,**
   ROADS DIVISION, PUBLIC WORKS DEPARTMENT,
   KOLLAM.

4. **THE ASSISTANT EXECUTIVE ENGINEER,**
   ROADS SUB DIVISION, KARUNAGAPPALLY

BY GOVERNMENT PLEADER SMT.ANU SIVARAMAN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. NO.22989/1999

ORDER ON CMP. NO.38169/1999 , 7602/2000 IN OP. 22989/1999

DISMISSED

22.11.2007 SD/- KURIAN JOSEPH, JUDGE

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT DT. NIL.

EXT.P2:- COPY OF THE ORDER PASSED BY THE 3RD RESPONDENT DT. 20.5.99.

EXT.P3:- COPY OF THE THE APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT DT. NIL.

EXT.P4:- COPY OF THE ORDER PASSED BY THE 3RD RESPONDENT DT. 6.9.99.

EXT.P5:- COPY OF THE RELEVANT PORTION OF G.O.(P) NO.84/97, DT.19.8.97.

EXT.P6:- COPY OF THE GO(P) NO.68/99 DT. 14.7.99.

EXT.P7:- COPY OF THE KISAN VIKAS PATHRA CERTIFICATES SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT. 2.7.98.

EXT.P7(a):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATE SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT. 2.7.98.

EXT.P7(b):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATE SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT. 2.7.98.

EXT.P7(c):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATES SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT. 2.7.98.

EXT.P7(d):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATES SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT. 2.7.98.

OP. NO.22989/1999

EXT.P7(e):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATES SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT.2.7.98.

EXT.P7(f):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATE SUBMITTED BY THE PETITIONER WITH THE 3RD REP.BY BY WAY OF SECURITY DT. 2.7.98.

EXT.P7(g):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATES SUBMITTED BY THE PETITIONER WITH THE 3RD REPS BY WAY OF SECURITY DT. 2.7.98.

EXT.P7(h):- COPY OF THE KISAN VIKAS PATHRA CERTIFICATES SUBMITTED BY THE PETITIONER WITH THE 3RD RESPONDENT BY WAY OF SECURITY DT. 2.7.98.

/TRUE COPY/

P.S. TO JUDGE

tss

KURIAN JOSEPH, J.

O.P. No. 22989 of 1999

Dated this the 22nd day of November, 2007

JUDGMENT

In the matter of imposition of fine in connection with the execution of work by the petitioner, in case the petitioner has still any grievance left he may either approach the second respondent or work out the grievance before the civil court. In the event of the petitioner approaching the second respondent within a period of two months from today, the grievance shall be duly considered by the second respondent with notice to the petitioner and appropriate action in accordance with law will be taken within another four months. In the event of the petitioner approaching the civil court within the said period of two months, the time taken for prosecuting this writ petition shall be excluded while computing the period of limitation.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.No. 22989 of 1999

JUDGMENT

22nd November, 2007